

780 CMR 3.00 USE AND OCCUPANCY CLASSIFICATION

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*308.5 Group I-4, Day Care Center Facility . This group shall include buildings and structures occupied by persons of two years ~~none~~ **nine** months or younger who receive custodial care for less than 24 hours by individuals other than parents or guardians, relatives by blood, marriage or adoption, and in a place other than the home of the person cared for.*

Places of worship during religious functions are not included. *Note, that the express Special Use and Occupancy requirements of 780 CMR 422.0, for Day care **Care** occupancies shall override the general requirements and limitations of E and I USE.*

308.5.1 Adult Care Facility. A facility that provides accommodations for less than 24 hours for more than five unrelated adults and provides supervision and personal care services shall be classified as Group I-4.

Exception: A facility where occupants are capable of responding to an emergency situation and evacuating in no more than three minutes, without direct physical assistance from the staff, shall be classified as Group A-3.

~~*308.5.2 Child Day Care Facility. A facility that provides supervision and personal care on less than a 24-hour basis for children two years and nine months of age or less shall be classified as Group I-4.*~~

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780 CMR 310.0 RESIDENTIAL GROUP R

310.1 Residential Group R. Residential Group R includes, among others, the use of a building or structure, or a portion thereof, for sleeping purposes when not classified as an Institutional Group I. Residential occupancies shall include the following (also *see* 780 CMR 310.1: General Note):

(1) **R-1** Residential occupancies where the

occupants are primarily transient in nature,
including:

- (a) Boarding houses (transient)
- (b) Hotels (transient)
- (c) Motels (transient)

(2) **R-2** Residential occupancies containing
sleeping units or more than two dwelling units
where the occupants are primarily permanent in
nature, including:

- (a) Apartment houses
- (b) Boarding houses (not transient)
- (c) Convents
- (d) Dormitories
- (e) Fraternities and sororities
- (f) Monasteries
- (g) Vacation timeshare properties
- (h) Hotels (nontransient)
- (i) Motels (nontransient)

(j) Town Houses (see Appendix 120 Z)

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